

# JOURNAL OF THE SENATE

Wednesday, April 16, 1941

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, April 15, 1941.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler Clarke Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Tuesday, April 15, 1941, was corrected as follows:

On page 18, column 2, between lines 8 and 9 from the bottom, insert the following:

"By Senator Beall—"

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Shands, Chairman of the Committee on State Institutions, submitted the following report:

Senate Chamber  
Tallahassee, Fla., April 15, 1941.

Hon. John R. Beacham,  
President of the Senate.  
Sir:

Your Committee on State Institutions, to whom was referred:

Senate Bill No. 78:

A bill to be entitled An Act relating to the reduction of fire hazards on buildings owned and controlled by the State Board of Education, Board of Commissioners of State Institutions or the State Board of Control, and authorizing the State Treasurer to advance surplus funds in the State Fire Insurance Fund for the accomplishment thereof, and making appropriations therefor.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In the first line of the title, strike out the word "reduction" and insert in lieu thereof the word: "reduction".

Amendment No. 2:

In Section 3, line three of said section, strike out the word "partially" and insert in lieu thereof the words: "in part".

Very respectfully,  
W. A. SHANDS,  
Chairman of Committee.

And Senate Bill No. 78, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

## REPORT OF ENROLLING COMMITTEE

Senator A. P. Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber  
Tallahassee, Fla., April 16, 1941.

Hon. John R. Beacham,  
President of the Senate.  
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1:

A bill to be entitled An Act to regulate the purchase of wages, salaries or other compensation for services and the taking of assignments thereof where the consideration for the purchase or assignment shall be \$300 or less, and to provide that such transactions shall, in the application of all laws, civil or criminal, relating to loans, interest charges or

usury, be deemed loans secured by such assignments and that the amount by which such assigned compensation shall exceed the amount of the consideration actually paid therefor shall, in the application of such laws, be deemed interest on the loan from the date of the payment for such purchase or assignment until the date such compensation is payable.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bill contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator A. P. Drummond, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber  
Tallahassee, Fla., April 16, 1941.

Hon. John R. Beacham,  
President of the Senate.  
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1:

A bill to be entitled An Act to regulate the purchase of wages, salaries or other compensation for services and the taking of assignments thereof where the consideration for the purchase or assignment shall be \$300 or less, and to provide that such transactions shall, in the application of all laws civil or criminal, relating to loans, interest charges or usury, be deemed loans secured by such assignments and that the amount by which such assigned compensation shall exceed the amount of the consideration actually paid therefor shall, in the application of such laws, be deemed interest on the loan from the date of the payment for such purchase or assignment until the date such compensation is payable.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

## INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Shuler, Collins, and Clarke—

Senate Bill No. 104:

A bill to be entitled An Act authorizing each of the Circuit Judges and State Attorney of the Second Judicial Circuit of Florida to employ a stenographer: fixing their term of employment; and providing for payment of compensation to such stenographers out of the appropriation for the necessary and regular expenses of the Judicial Department.

Which was read the first time by title only and referred to the Committee on Judiciary "B" and the Committee on Appropriations, jointly.

By Senator Shuler—

Senate Bill No. 105:

A bill to be entitled An Act making it unlawful to take possession of, buy, sell, or offer for sale or destroy shrimp or prawn less than a certain size in the Counties of Franklin and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida; and fixing penalties for violation hereof; and repealing conflicting laws.

April 16, 1941

# JOURNAL OF THE SENATE

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The following proof of publication was attached to Senate Bill No. 105 when it was introduced in the Senate:

THE APALACHICOLA TIMES  
(Published Weekly)

Apalachicola, Franklin County, Florida,  
STATE OF FLORIDA,  
COUNTY OF FRANKLIN.

Before the undersigned authority personally appeared H. K. Johnston, who on oath says that he is publisher of the Apalachicola Times, a weekly newspaper published at Apalachicola in Franklin County, Florida; that the attached copy of advertisement, being a notice in the matter to apply for and attempt to pass a Special Bill or Law in the Legislature, was published in said newspaper in the issues of March 7, 14, 21 28-April 4, 1941.

Affiant further says that the said Apalachicola Times is a newspaper published at Apalachicola, in said Franklin County, Florida, and that the said newspaper has heretofore been continuously published in said Franklin County, Florida, each week and has been entered as second class mail matter at the post office in Apalachicola, in said Franklin County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

H. K. JOHNSTON.

Sworn to and subscribed before me this 12th day of April, A. D. 1941.  
(Seal)

EVA DOYLE.

Notary Public, State of Florida at Large  
My Commission Expires Oct. 12, 1943.

## NOTICE

Notice is hereby given that Jay A. Shuler and Costa Vathis, of Apalachicola, Florida, intend to apply for and will attempt to pass during the 1941 Session of the Florida Legislature the following Special Bill or Law, to-wit:

AN ACT making it unlawful to take possession of, buy, sell, or offer for sale or destroy shrimp or prawn less than a certain size in the Counties of Franklin and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida; and fixing penalties for violation hereof; and repealing conflicting laws.

Be it enacted by the Legislature of the State of Florida:

Section 1. It shall be unlawful for any person, persons, firm or corporation to take, have in his, its or their possession buy sell or offer for sale at any time, or to destroy any shrimp or prawn of such size that they count more than fifty headless shrimp or prawn to the pound in the Counties of Franklin and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida.

Section 2. Any one violating this statute shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding Three Hundred Dollars (\$300.00) or by imprisonment not exceeding six (6) months or by both such fine and imprisonment.

Section 3. That all laws and parts of laws in conflict herewith, are to the extent of such conflict hereby repealed.

Section 4. This Act shall take effect upon its becoming a law.

GULF COUNTY BREEZE

Published Weekly

Wewahitchka, Gulf County, Fla.

STATE OF FLORIDA,  
COUNTY OF GULF.

Before the undersigned authority personally appeared L. F. Evans who on oath says that he is Publisher of the Gulf County Breeze a weekly newspaper published at Wewahitchka in Gulf County, Florida; that the attached copy of advertisement, being a notice in the matter of application to pass a law in 1941 Legislature re: shrimp, etc., was published in said newspaper in the issues of March 7, 14, 21, 28 and April 4, 1941.

Affiant further says that the said Gulf County Breeze is a newspaper published at Wewahitchka, in said Gulf County, Florida, and that the said newspaper has heretofore been continuously published in said Gulf County, Florida, each week and has been entered as second class mail matter at the post office in Wewahitchka, in said County, Florida, for a

period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

L. F. EVANS.

Sworn to and subscribed before me this 14 day of April, A. D. 1941.

(Seal)

J. R. HUNTER.

Notary Public.

Clerk Circuit Court,  
Gulf County, Florida.

## NOTICE

Notice is hereby given that Jay A. Shuler and Costa Vathis, of Apalachicola, Florida, intend to apply for and will attempt to pass during the 1941 Session of the Florida Legislature the following Special Bill or Law, to-wit:

An Act making it unlawful to take possession of, buy, sell, or offer for sale or destroy shrimp or prawn less than a certain size in the Counties of Franklin and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida; and fixing penalties for violation hereof; and repealing conflicting laws.

Be it enacted by the Legislature of the State of Florida:

Section 1. It shall be unlawful for any person, persons, firm or corporation to take, have in his, its or their possession, buy, sell or offer for sale at any time, or to destroy any shrimp or prawn of such size that they count more than fifty headless shrimp or prawn to the pound in the Counties of Franklin and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida.

Section 2. Any one violating this statute shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding Three Hundred Dollars (\$300.00) or by imprisonment not exceeding six (6) months or by both such fine and imprisonment.

Section 3. That all laws and parts of laws in conflict herewith, are to the extent of such conflict hereby repealed.

Section 4. This Act shall take effect upon its becoming a law.

Which was read the first time by title only.

Senator Shuler moved that the rules be waived and Senate Bill No. 105 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 105 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 105 be read the third time in full and put upon its passage

Which was agreed to by a two-thirds vote.

And Senate Bill No. 105 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senator Shuler—

Senate Bill No. 106:

A bill to be entitled An Act making it unlawful to use any dredge, drag or other mechanical device other than ordinary hand tongs in taking oysters for any purpose from the natural reefs or bars of Franklin County, Florida; repealing conflicting laws; and providing penalties for the enforcement of this law.

The following proof of publication was attached to Senate Bill No. 106 when it was introduced in the Senate:

THE APALACHICOLA TIMES  
(Published Weekly)

Apalachicola Franklin County, Florida,  
STATE OF FLORIDA.  
COUNTY OF FRANKLIN.

Before the undersigned authority personally appeared H. K. Johnston who on oath says that he is publisher of the Apalachicola Times, a weekly newspaper published at Apalachicola in Franklin County, Florida; that the attached copy of advertisement being a notice in the matter of apply for and attempt to pass a Special Bill or Law in the Legislature, was published in said newspaper in the issues of March 7, 14, 21, 28, April 4, 1941.

Affiant further says that the said Apalachicola Times is a newspaper published at Apalachicola, in said Franklin County, Florida, and that the said newspaper has heretofore been continuously published in said Franklin County, Florida, each week and has been entered as second class mail matter at the post office in Apalachicola, in said Franklin County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

H. K. JOHNSTON.

Sworn to and subscribed before me this 12th day of April, A. D. 1941.

(Seal)

EVA DOYLE,

Notary Public, State of Florida at Large  
My Commission Expires Oct. 12, 1943

#### NOTICE

Notice is hereby given that Jay A. Shuler and Costa Vathis, of Apalachicola, Florida, intend to apply for and will attempt to pass during the 1941 Session of the Florida Legislature the following Special Bill or Law, to-wit:

AN ACT Making it Unlawful to Use any Dredge, Drag or Other Mechanical Device other than Ordinary Hand Tongs in Taking Oysters for any purpose from the Natural Reefs or Bars of Franklin County, Florida; Repealing Conflicting Laws; and Providing Penalties for the Enforcement of this Law.

Be It Enacted by the Legislature of the State of Florida:

Section 1. That it shall be unlawful for any person, firm or corporation to use any dredge, drag or other mechanical device other than ordinary hand tongs in taking oysters for any purpose from the natural reefs or bars of Franklin County, Florida

Section 2. Any person, firm or corporation violating any of the provisions of this Act shall, upon conviction, be punished by a fine not exceeding Three Hundred Dollars or by imprisonment not exceeding six months.

Section 3 That all laws and parts of laws in conflict herewith, are to the extent of such conflict hereby repealed.

Section 4. This Act shall take effect upon its becoming a law.

Which was read the first time by title only.

Senator Shuler moved that the rules be waived and Senate Bill No. 106 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 106 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 106 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 106 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senator Shuler—

Senate Bill No. 107:

A bill to be entitled An Act making it unlawful to use in the taking of shrimp or prawn in any of the outside or inside waters of the Counties of Franklin and Gulf of the State of Florida, any seine or net or other device having a cork line spread of more than sixty (60) feet; repealing conflicting laws; and providing penalties for the enforcement of this law.

The following proof of publication was attached to Senate Bill No. 107 when it was introduced in the Senate:

THE APALACHICOLA TIMES

(Published Weekly)

Apalachicola, Franklin County, Florida,  
STATE OF FLORIDA  
COUNTY OF FRANKLIN

Before the undersigned authority personally appeared H. K. Johnston, who on oath says that he is publisher of the Apalachicola Times, a weekly newspaper published at Apalachicola in Franklin County, Florida; that the attached copy of advertisement, being a Notice in the matter of apply for and attempt to pass a Special Bill or Law in the Legislative Court, was published in said newspaper in the issues of March 7, 14 21, 28, April 4, 1941.

Affiant further says that the said Apalachicola Times is a newspaper published at Apalachicola, in said Franklin County, Florida, and that the said newspaper has heretofore been continuously published in said Franklin County, Florida, each week and has been entered as second class mail matter at the post office in Apalachicola, in said Franklin County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

H. K. JOHNSTON,

Sworn to and subscribed before me this 12th day of April, A. D. 1941.

(SEAL)

EVA DOYLE,

Notary Public, State of Florida at Large.  
My commission expires Oct. 12, 1943.

#### NOTICE

Notice is hereby given that Jay A. Shuler and Costa Vathis, of Apalachicola, Florida, intend to apply for and will attempt to pass during the 1941 Session of the Florida Legislature the following Special Bill or Law, to-wit:

AN ACT Making it Unlawful to Use in the Taking of Shrimp or Prawn in any of the Outside or Inside Waters of the Counties of Franklin and Gulf of the State of Florida, any Seine or Net or Other Device having a Cork Line Spread of More than Sixty (60) feet; Repealing Conflicting Laws; and Providing Penalties for the Enforcement of this Law.

Be It Enacted by the Legislature of the State of Florida:

Section 1. It shall be unlawful for any person, persons, firms or corporation to use in the taking of Shrimp or Prawn in any of the outside or inside waters of the Counties of Franklin and Gulf of the State of Florida, any seine or net or other device having a cork line spread of more than Sixty (60) feet.

Section 2. Any person, persons, firms or corporations violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction shall, for each offense, be fined not to exceed Three Hundred (\$300.00) Dollars or be imprisoned not to exceed six (6) months, or be punished by both such fine and imprisonment.

Section 3. That all laws and parts of laws in conflict herewith, are to the extent of such conflict hereby repealed.

Section 4. This Act shall take effect upon its becoming a law.

GULF COUNTY BREEZE

Published Weekly

Wewahitchka, Gulf County, Fla.

STATE OF FLORIDA  
COUNTY OF GULF:

Before the undersigned authority personally appeared L. F. EVANS, who on oath says that he is Publisher of the GULF COUNTY BREEZE, a weekly newspaper published at Wewahitchka in Gulf County, Florida; that the attached copy

of advertisement, being a Notice in the matter of application to pass a law in 1941 Legislature re: Shrimp, etc., in the Court was published in said newspaper in the issues of March 7, 14, 21, 28, and April 4, 1941.

Affiant further says that the said GULF COUNTY BREEZE is a newspaper published at Wewahitchka, in said Gulf County, Florida, and that the said newspaper has heretofore been continuously published in said Gulf County, Florida, each week and has been entered as second class mail matter at the post office in Wewahitchka in said County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm, or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

L. F. EVANS.

Seen to and subscribed before me this 14th day of April, A. D. 1941.

(Seal)

J. R. HUNTER,  
Notary Public.

Clerk Circuit Court,  
Gulf County, Florida.

NOTICE

Notice is hereby given that Jay A. Shuler and Costa Vathis, of Apalachicola, Florida, intend to apply for and will attempt to pass during the 1941 Session of the Florida Legislature the following Special Bill or Law, to-wit:

AN ACT Making it Unlawful to Use in the Taking of Shrimp or Prawn in any of the Outside or Inside Waters of the Counties of Franklin and Gulf of the State of Florida, any Seine or Net or Other Device having a Cork Line Spread of More than Sixty (60) feet; Repealing Conflicting Laws; and Providing Penalties for the Enforcement of this Law.

Be It Enacted by the Legislature of the State of Florida:

Section 1. It shall be unlawful for any person, persons, firms or corporation to use in the taking of Shrimp or Prawn in any of the outside or inside waters of the Counties of Franklin and Gulf of the State of Florida, any seine or net or other device having a cork line spread of more than Sixty (60) feet.

Section 2. Any person, persons, firms or corporation, violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction shall, for each offense, be fined not to exceed Three Hundred (\$300.00) Dollars or be imprisoned not to exceed six (6) months or be punished by both such fine and imprisonment.

Section 3. That all laws and parts of laws in conflict herewith are to the extent of such conflict hereby repealed.

Section 4. This Act shall take effect upon its becoming a law.

Which was read the first time by title only.

Senator Shuler moved that the rules be waived and Senate Bill No. 107 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 107 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 107 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 107 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senators Beall, Shands, Whitaker, King, Cliett, Cooley, Horne and Price—

Senate Bill No. 108:

A bill to be entitled An Act to create a State Board of Veterinary Examiners, to prescribe its powers and duties, to prescribe the qualification of the membership thereof, their compensation and term of office and providing for the giving of bond by the treasurer thereof for the faithful performance of his duty; to define the practice of veterinary medicine and surgery in Florida; to vest in said board the authority to examine diplomas and credentials and affidavits of applicants and to hold examinations for applicants; to issue and revoke licenses to practice veterinary medicine and surgery; to collect fees for licenses and examinations; to disburse said funds accruing to the board from the collection of fees; to provide penalties for the violation of this Act, and providing when this Act shall become effective.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Ward—

Senate Bill No. 109:

A bill to be entitled An Act dividing the state of Florida into six (6) Congressional districts; and prescribing and setting forth the territorial limits and boundaries of each district.

Which was read the first time by title only.

Senator Ward moved that a special committee on Congressional Redistricting, composed of five members of the Senate, be appointed by the President to consider Senate Bill No. 109.

Which was agreed to and it was so ordered.

The President announced that upon appointment of the committee by him Senate Bill No. 109 would be referred to the special committee.

By Senator Kanner—

Senate Bill No. 110:

A bill to be entitled An Act to require motor trucks and combinations thereof, when operating upon the public highways in the State of Florida at night, to be equipped with portable flares, and providing for use of same; and prescribing penalties for violation of said Act.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator Horne—

Senate Bill No. 111:

A bill to be entitled An Act making an emergency appropriation available immediately of the sum of \$750,000 to the fund for aid to dependent children out of any moneys in the treasury of the State of Florida to the credit of the State Beverage Department.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Shands—

Senate Bill No. 112:

A bill to be entitled An Act for the relief of Perry G. Wall and providing appropriation to compensate him for moneys which he expended as chairman of the Florida Citizens Finance and Taxation Committee for the publication of reports by the committee and for clerical work in connection with the study of Florida's tax problem.

Which was read the first time by title only and referred to the Committee on Pensions and Claims and the Committee on Appropriations, jointly.

By Senator Whitaker—

Senate Bill No. 113:

A bill to be entitled An Act awarding a special pension to Roy Campbell, an employee of the State of Florida, who is unable to pursue a regular avocation as a means of livelihood.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Taylor—

Senate Bill No. 114:

A bill to be entitled An Act amending Chapter 20,118, Special Laws of Florida, 1939, which is "An Act granting to the City of St. Petersburg, Florida, the power to remove, clear away and dispose of all accumulations of brush, high weeds, high grass or other vegetation liable to communicate fire, located in or upon any property in the City of St. Petersburg, Florida, and to assess the cost thereof to the property from

which said accumulation of brush, high weeds and high grass or other vegetation liable to communicate fire were removed; providing for the method of making such assessment; prescribing that said assessment and interest thereon shall be a lien superior to all other liens except State, County and City Taxes; providing that said lien shall be collected in the same manner as the ad valorem taxes of said City; providing for the payment of cleaning and clearing of land from ad valorem taxation or the collections from the assessment liens authorized by this Act; providing an interest penalty or six per cent per month or fraction thereof; also providing for the approval or rejection of this Act by the electorate of the City of St. Petersburg and providing in the case of ratification, the effective date of this Act; repealing all laws or parts of laws in conflict herewith," by amending Section Ten thereof to provide an interest penalty of one-half of one per cent per month in lieu of six per cent per month as now provided; and by providing an additional section to said Act to be known as Section Ten and One-half, which provides that the special assessment liens levied under the provisions of said Chapter 20,118, Special Laws of Florida, 1939, shall be deemed delinquent and past due as of the first day of November of the year in which said special assessment liens were levied and assessed.

Which was read the first time by title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 114 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 114 was read the second time by title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 114 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 114 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senator Taylor—

Senate Bill No. 115:

A bill to be entitled An Act authorizing the City of St. Petersburg, Florida, to by ordinance regulate, restrict or prohibit the use of nets for the purpose of catching fish within the bayous, inlets, rivers, lakes or streams within the city limits of the City of St. Petersburg as defined by Chapter 15,505, Special Acts of Florida, 1931, specifically excepting, however, that certain body of water known as Papsy Bayou and authorizing the prescription of penalties for the enforcement thereof; repealing all laws or parts of laws in conflict herewith and providing that the said Act shall not become effective until approved by a referendum election, and other matters in connection therewith.

Which was read the first time by title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 115 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 115 was read the second time by title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 115 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 115 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Mc-

Kenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senator Taylor—

Senate Bill No. 116:

A bill to be entitled An Act amending Chapter 18,890, of the Special Laws of Florida, 1937, which is "An Act creating a Civil Service for certain employees of the City of St. Petersburg, Florida, and creating a Civil Service Commission for said city governing the appointment, employment and discharge of said employees, defining the membership, powers and duties of said commission; designating the employees that come under the provisions of this Act and other matters relating to the establishment of Civil Service in said city; and providing for a referendum on said Act and when said Act shall take effect and other matters in regard thereto," by amending Section Eleven of said Act to provide that all inspectors in the department of building, the superintendent of sewers and the service foremen regularly employed by the city in said positions for a period of six months immediately preceding the effective date of this Act shall be members of the classified service of the City of St. Petersburg; and by amending Section Thirteen of said Act to provide that upon the acquisition by the city of any corporation or organization the employees thereof necessary in the opinion of the city manager to be retained for city service shall be certified by the city manager for classification in the classified service and providing that when so classified they shall be Civil Service employees after successfully serving six months probationary period, and other matters relating thereto; and repealing all laws or parts of laws in conflict herewith; and providing when said Act shall become effective; and providing for a referendum on said Act.

Which was read the first time by title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 116 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 116 was read the second time by title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 116 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 116 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senator Taylor—

Senate Bill No. 117:

A bill to be entitled An Act authorizing the creation of a special assessment adjustment board of the City of St. Petersburg, Florida; prescribing its powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary and authorizing said board to adjust, settle and compromise certain special assessment liens held and owned by the City of St. Petersburg, Florida; providing that fees may be charged for making applications for adjustment of special assessment liens, the proceeds from which to be used to defray the cost and expense of the operation of the board; providing that said Act shall not become effective until approved by a majority of the qualified electors of the City of St. Petersburg participating in an election called and held for the purpose of approving or rejecting this Act.

Which was read the first time by title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 117 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 117 was read the second time by title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 117 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 117 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senator Adams (25th)—

Senate Bill No. 118:

A bill to be entitled An Act prescribing the period of time for which deraignment of title shall be shown in all legal proceedings, civil or criminal, involving trees or timber, and in which ownership of lands upon which said trees or timber shall have been situated shall be in issue.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Adams (25th)—

Senate Bill No. 119:

A bill to be entitled An Act to authorize the Florida Board of Forestry to charge fees for the use of State parks, to provide for the disposition of all monies so collected and authorizing said board to manage and invest any funds by it received in trust.

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Adams (25th)—

Senate Bill No. 120:

A bill to be entitled An Act to provide and prescribe the conditions, stipulations, and covenants by which the grantee or lessee shall be bound in sales or leases of pine timber in the absence of contract or lease provisions to the contrary; qualifying the minimum size of timber, providing for the preservation of seed trees, and defining duration of pine timber lease.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Adams (25th)—

Senate Bill No. 121:

A bill to be entitled An Act to authorize the Florida Board of Forestry to dedicate State park lands for public use.

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Adams (25th)—

Senate Bill No. 122:

A bill to be entitled An Act empowering counties, cities, towns or school districts to acquire, protect, reforest, manage and utilize lands for forest and related purposes.

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Adams (25th)—

Senate Bill No. 123:

A bill to be entitled An Act to provide that cooperative fire protection upon lands in cooperation with the Florida Board of Forestry shall constitute for the owner an adverse possession of such lands under color of title upon proof of the carrying on of said work on said lands by the owner and the Florida Board of Forestry.

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Adams (25th)—

Senate Bill No. 124:

A bill to be entitled An Act conferring the power of emi-

nent domain on the Florida Board of Forestry and prescribing the method by which such power shall be exercised.

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Adams (25th)—

Senate Bill No. 125:

A bill to be entitled An Act to change the name of the "Florida Board of Forestry" to the name of "Florida Board of Forestry and Parks."

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Adams (25th)—

Senate Bill No. 126:

A bill to be entitled An Act amending Section 3 of Chapter 17025, Laws of Florida, Acts of 1935, by authorizing the Florida Board of Forestry to employ a director and other employees for the "Florida Park Service"; to prescribe the qualifications, duties and compensation of such director and other employees.

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Adams (25th)—

Senate Bill No. 127:

A bill to be entitled An Act authorizing the County Commissioners of any County to cooperate with the Florida Board of Forestry in the employment of a County Forester, and prescribing his duties.

Which was read the first time by title only and referred to the Committee on Forestry and Parks and the Committee on County Organizations, jointly.

By Senator Lindler—

Senate Bill No. 128:

A bill to be entitled An Act providing for the apportionment of moneys heretofore allocated, or that may hereafter be allocated, to Columbia County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, and Acts amendatory thereof or supplemental thereto; providing that said moneys shall be, by the State Comptroller and Treasurer, paid one-half to the Board of County Commissioners and one-half to the Board of Public Instruction of said County; providing for the expenditure of said moneys by said boards; and to repeal all laws in conflict herewith.

The following proof of publication was attached to Senate Bill No. 128 when it was introduced in the Senate:

THE LAKE CITY REPORTER

Published Weekly

Lake City, Columbia County, Florida

STATE OF FLORIDA  
COUNTY OF COLUMBIA:

Before the undersigned authority personally appeared Bud Giebeig who on oath says that he is Business Manager of the Lake City Reporter, a weekly newspaper published at Lake City in Columbia County, Florida; that the attached copy of advertisement being a legal in the matter of Notice of Intention to Apply for Local or Special Legislation, was published in said newspaper in the issues of March 7, 14, 21, 28, April 4, 11, 18, 25, 1941.

Affiant further says that the said Lake City Reporter is a newspaper published at Lake City, in said Columbia County Florida, and that the said newspaper has heretofore been continuously published in said Columbia County, Florida, each Friday and has been entered as second class mail matter at the post office in Lake City, in said Columbia County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 7 day of April, A. D. 1941.

(Seal)

INMAN BUIE,

Notary Public.

BUD GIEBEIG,

Notary Public, State of Florida at Large,  
My Commission Expires Feb. 15, 1943.



# NOTICE OF INTENTION TO APPLY FOR LOCAL OR SPECIAL LEGISLATION

Notice is hereby given that the enactment of the following local or special legislation will be applied for at the next regular session of the Legislature of the State of Florida, to-wit:

An Act or Acts providing for the apportionment of monies that are or may be allocated to Columbia County, Florida, under Chapter 14,832, Laws of Florida, Acts of 1931, and Acts amendatory thereof or supplementary thereto; providing that said monies shall be, by the State Comptroller and State Treasurer, paid one-half to the Board of County Commissioners and one-half to the Board of Public Instruction of said County; providing for the expenditure of said monies by said Boards; and repealing all laws in conflict therewith.

J. WOFFORD LINDLER,  
Senator, Fourteenth District.  
CLARENCE E. CLEMENTS,  
Representative.

March 7-April 30.

Which was read the first time by title only.

Senator Lindler moved that the rules be waived and Senate Bill No. 128 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 128 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 128 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 128 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senator Beall—

Senate Bill No. 129:

A bill to be entitled An Act relating to the City of Pensacola; requiring any claimant as a condition precedent to the filing or institution in any court of any tort action against said the City of Pensacola to give written notice of said claim within a certain time after the accrual of said claim; requiring said notice to be filed with the City Attorney of said city within a certain time; providing for the character of information to be contained in said notice; repealing all laws and parts of laws in conflict herewith.

The following proof of publication was attached to Senate Bill No. 129 when it was introduced in the Senate:

## STATE OF FLORIDA COUNTY OF ESCAMBIA:

Before the undersigned, a notary public in and for the State of Florida at large, personally appeared N. S. Veal, who on oath does solemnly swear that he is the publisher of the Pensacola Journal, a newspaper published in The City of Pensacola, County of Escambia, State of Florida, and that the said Pensacola Journal was on May 20th, 1931, and had for more than one year prior thereto and for more than one year prior to the 7th day of March, 1941, been continuously published more than once a week, and was on and prior to May 20th 1931, and had during more than one year prior thereto and prior to the said 7th day of March, 1941, been entered as second class mail matter at a post office in Escambia County, Florida, and that said paper during all of said time was a newspaper of general circulation in The City of Pensacola, Escambia County, Florida; that as such publisher he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill to require any claimant as a condition precedent to the filing or institution in any court of any tort action against The City of Pensacola to give written notice of said claim to said City by filing same with the City Attorney of said City within thirty days after the accrual of such claim, setting forth in said notice the time and place where the injury or damage

accrued resulting in such claim, the manner in which said injury or damage was received, and the character of the defect negligence or wrongful act complained of, and the names and addresses of witnesses, if known, and of the attending physician if any, has been published at least thirty days prior to this date, by being printed in the issue of the Pensacola Journal of the 7th day of March, 1941, which said newspaper was and is published in The City of Pensacola, Escambia County, Florida; that a true copy of the said notice is hereto attached and such copy of notice so attached is by reference made a part of this affidavit.  
Sworn to and subscribed before  
me this 14th day of April, 1941.

(Seal)

N. S. VEAL,  
Publisher.

DOROTHY G. THOMAS,  
Notary Public.

My Commission expires March 6, 1944.

# NOTICE OF INTENTION TO APPLY FOR LOCAL OR SPECIAL BILL TO BE INTRODUCED AT THE 1941 SESSION OF THE FLORIDA LEGISLATURE IN BEHALF OF THE CITY OF PENSACOLA.

Notice is hereby given that The City of Pensacola, a municipal corporation of Florida, will apply for and seek the introduction and passage by and at the 1941 Session of the Florida law requiring of a local or special law requiring any claimant as a condition precedent to the filing or institution in any Court of any tort action against The City of Pensacola to give written notice of said claim to The City of Pensacola by filing the same with the City Attorney of said City within thirty days after the accrual of such claim, setting forth in such notice the time and place where the injury or damage occurred resulting in such claim, the manner in which such injury or damage was received, and the character of the defect, negligence or wrongful act complained of, and the names and addresses of witnesses, if known, and of the attending physician if any.

This Notice published by order of the City Council of The City of Pensacola, Florida.

THE CITY OF PENSACOLA,  
FLORIDA,

By J. E. FRENKEL,  
City Clerk-Comptroller.

2579—1t—3-7-41.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 129 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 129 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 129 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 129 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

By Senators Cliett, Smith and Shands—

Senate Bill No. 130:

A bill to be entitled An Act to permit growers of citrus fruit to hereafter freely sell and cause their citrus fruit to be transported in bulk in its natural condition to market ungraded and unprocessed from and including December first of each year to and including June 30th, of the succeeding year, and relieving the growers and purchasers-at-grove in bulk from certain inspections and taxes when transporting citrus fruit direct from groves to market in its natural state and open to public inspection.

Which was read the first time by title only and referred to the Committee on Citrus Fruits.

By Senator Rose—  
Senate Bill No. 131:

A bill to be entitled An Act to amend Chapter 12,223, Laws of Florida, 1927, entitled: "An Act to define, regulate and register real estate brokers and salesmen, and to regulate their relations with the public; to create the Florida real estate commission, provide for its organization, succession and the payment of its expenses prescribe its powers, duties, and privileges, and the supervisory control by, and ancillary powers of, the courts touching the subject; and to prescribe penalties for the violation of the Act," by amendments and additions, to define and regulate real estate auctioneers, to regulate the sale of real estate subdivisions, to further define fraud and acts which endanger the interests of the public in real estate transactions, to vest jurisdiction in the Florida real estate commission to revoke registration of real estate brokers and salesmen, and to further extend its jurisdiction in the enforcement of this Act, and to provide judicial review of the exercise thereof, and to alter, amend and extend the penalties heretofore provided, and to repeal other Acts relating to the same subject.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Ward and Cooley—  
Senate Bill No. 132:

A bill to be entitled An Act providing for the replacement of wild deer in all counties wherein the same have been removed or slaughtered pursuant to laws authorizing tick eradication; certifying of the quarantined areas when tick eradication has been complete; authorizing payment of costs of replacement program out of funds belonging to the State live Stock Sanitary Board or out of funds provided by law for such purpose; that replacement of wild deer be made according to a program determined by the State Commission of Game and Fresh Water Fish under the joint supervision and labor program of said State Commission of Game and Fresh Water Fish and State Live Stock Sanitary Board; eliminating any invalid provisions hereof; to repeal all acts, either general or special, in conflict herewith; and determine when this Act shall take effect.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Taylor—  
Senate Bill No. 133:

A bill to be entitled An Act providing for a salary of One Hundred and Fifty (\$150.00) Dollars per month for the Mayor of the City of St. Petersburg and salary of One Hundred (\$100.00) Dollars per month for each District Councilman of said City; providing that no other compensation shall be paid to said officers for the performance of their duties as Mayor and District Councilmen; providing that provisions be made annually in the appropriation ordinance of the City of St. Petersburg to provide funds for the payment of said salaries; repealing all laws or parts of laws in conflict herewith and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg; and other matters in relation thereto.

Which was read the first time by title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 133 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 133 was read the second time by title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 133 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 133 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the

Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

# MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was received and read.

Tallahassee, Florida,  
April 16, 1941.

Hon. John R. Beacham,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 72:

A bill to be entitled An Act to remove from the titles to real estate the clouds of unperformed contracts of record.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 72, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

The following message from the House of Representatives was received and read:

Tallahassee, Florida,  
April 16, 1941.

Hon. John R. Beacham,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 32:

A bill to be entitled An Act to repeal Sections 1425 to 1442 inclusive of the Revised General Statutes of Florida, 1920, being Sections 2079 to 2096 inclusive of the Compiled General Laws of Florida, 1927, and being Chapter 7292, Laws of Florida, Acts of the 1917 session of the Legislature, entitled, "An Act to provide for the organization, equipment and maintenance of county guards, to prescribe its powers, duties and regulations, to provide for its maintenance, its terms of service, and prescribing the duties of the County Commissioners in relation thereto."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 32, contained in the above message, was read the first time by title only.

Senator McKenzie moved that the rules be waived and House Bill No. 32 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 32 was read a second time by title only.

Senator McKenzie moved that the rules be further waived and House Bill No. 32 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 32 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

## SENATE BILLS ON SECOND READING

By unanimous consent Senator Cooley withdrew Senate Bill No. 27.

Senate Bill No. 24:

A bill to be entitled An Act to designate the General Library



of the University of Florida as a State Depository of Public Documents, to provide for furnishing it said documents, and to authorize and instruct it to exchange said documents and to supply certain material to the Law Library of the University of Florida.

Was taken up in its order.

Senator Shands moved that the rules be waived and Senate Bill No. 24 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 24 was read the second time by title only.

Senator Collins offered the following amendment to Senate Bill No. 24:

After Section 3, (typewritten bill) insert the following:

"Section 3A. The General Library of the Florida State College for Women is also hereby designated as a State Depository of Public Documents and shall receive the same privileges and benefits provided herein for the General Library of the University of Florida."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Senate Bill No. 24:

In the title, after the words "University of Florida" in the second line insert the words "and Florida State College for Women."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Senate Bill No. 24:

In the title, strike out the words "a State Depository" and insert in lieu thereof the following: "State Depositories."

Also change every pronoun from singular to plural.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands moved that the rules be further waived and Senate Bill No. 24, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 24, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 7:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; provid-

ing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and the apportionment thereof to the General Revenue Fund of the State, and to the County School Fund; providing that the Gasoline Inspection Laws of the State of Florida shall apply to this Act; prohibiting the levy and collection by Municipalities and other political subdivisions of gasoline taxes; providing for the enforcement of this Act, and penalties for violation hereof and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1943.

Was taken up in its order.

Senator Kanner moved that the rules be waived and Senate Bill No. 7 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 7 was read the second time by title only.

Senator Kanner moved that the rules be further waived and Senate Bill No. 7 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 7 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately, by waiver of the rule.

#### PETITIONS AND MEMORIALS

House Memorial No. 1:

A MEMORIAL TO CONGRESS REQUESTING THAT THE CONGRESS OF THE UNITED STATES TAKE APPROPRIATE STEPS AND ENACT LAWS THAT WILL PROHIBIT THE CALLING OF OR PARTICIPATION IN, STRIKES BY ANY GROUP OF WORKMEN WORKING ON DEFENSE PROJECTS OR IN THE PRODUCTION AND MANUFACTURE OF MATERIALS AND SUPPLIES.

Was taken up in its order.

Senator Whitaker moved that the rules be waived and House Memorial No. 1 be referred to the Committee on Labor and Industry.

Which was agreed to by a two-thirds vote.

And House Memorial No. 1 was referred to the Committee on Labor and Industry.

Senator Whitaker moved that the Senate do now adjourn.

Which was agreed to and the Senate stood adjourned at 11:53 o'clock A. M., until 11:00 o'clock A. M., Thursday, April 17, 1941.